IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 27TH FEBRUARY 2007 / 8TH PHALGUNA 1928

WP(C).No. 295 of 2007(I)

PETITIONER:

P.M. ABDUL MAJEED, PALAMADATHIL,
SECRETARY, NEEROLPALAM JUMA-MASJID MAHALLU,
THENHIPALAM P.O., MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.SUDHEER

RESPONDENTS:

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1. THE SUB INSPECTOR OF POLICE,
THENHIPALAM, MALAPPURAM DISTRICT.

2. ARIMBRATHODI RAFEEQU, S/O.ABOOBACKER,
KIZHAKKETHODI HOUSE, THENHIPALAM,
TIRURANGADI, MALAPPURAM DISTRICT.

3. ARIMBRATHODI ABOOBACKER,
S/O.HYDER HAJI, KIZHAKKETHODI HOUSE,
NEEROLPALAM, THENHIPALAM,
MALAPPURAM DISTRICT.

R1 BY GOVERNMENT PLEADER SRI.S.U. NAZAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R. BASANT, J.

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W.P.C.No. 295 of 2007 I

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Dated this the 27th day of February, 2007

JUDGMENT

The grievance of the petitioner, when the petition was filed, was that no effective action is being taken on the basis of Ext.P2 complaint filed by him before the first respondent. It is now reported that, though late, a crime has been registered as Crime No.18 of 2007 and investigation is in progress. The major grievance of the petitioner is now redressed by the action of the respondents after the filing of the petition.

2. The learned counsel for the petitioner submits that though a crime has been registered no effective investigation is being conducted. The accused has not been arrested.

3. The learned Prosecutor submits that while it is true that the accused has not been arrested, the inability to arrest the accused is not on account of any insufficient conduct on the part of the investigator. The accused is absconding and inspite of the best efforts of the police they are not able to arrest the accused.

4. The learned counsel counsel for the petitioner submits that the petitioner is willing to offer assistance to the police to lead them to arrest the accused. The learned Public Prosecutor submits that such assistance is most welcome and the petitioner can point out the police the presence or availability of the accused. The petitioner can do the needful.

5. Having been satisfied that the needful is being done, I am satisfied that no further directions are necessary in this writ petition.

6. This writ petition is hence dismissed with the above observations.

(R. BASANT)
Judge

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